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Attorneys for Benchmark Electronics

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re Capacitors Antitrust Litigation

Case No. 17-md-02801-JD

This document relates to:

Benchmark Electronics, Inc.; Benchmark Electronics Huntsville, Inc.; Benchmark Electronics Manufacturing Solutions (Moorpark), Inc.; Benchmark Electronics Manufacturing Solutions, Inc.; Benchmark Electronics Phoenix, Inc.; Benchmark Electronics Tijuana, S. de R.L. de C.V.; and Benchmark Electronics De Mexico S. de R.L. de C.V., Case No. 17-cv-7047

**STIPULATION AND ~~PROPOSED~~
ORDER OF DISMISSAL**

Plaintiffs Benchmark Electronics, Inc., Benchmark Electronics Huntsville, Inc., Benchmark Electronics Manufacturing Solutions (Moorpark), Inc., Benchmark Electronics Manufacturing Solutions, Inc., Benchmark Electronics Phoenix, Inc., Benchmark Electronics Tijuana, S. de R.L. de C.V. and Benchmark Electronics de Mexico S. de R.L. de C.V., (collectively, "Benchmark") and Defendants TOKIN Corporation (formerly known as NEC TOKIN Corporation), TOKIN America, Inc. (formerly known as NEC TOKIN America, Inc.), KEMET Corporation, and KEMET Electronics Corporation (together the "TOKIN Parties") pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure hereby stipulate to the dismissal of the present action with prejudice and state as follows:

1. Benchmark and the TOKIN Parties seek the dismissal of this action against the TOKIN Parties with prejudice.

2. Benchmark and the TOKIN Parties agree that each party shall bear its own costs and attorneys' fees in connection with these actions.

3. This stipulation does not affect the rights or claims of Benchmark against any other defendant or alleged co-conspirator in this litigation.

WHEREFORE, the parties respectfully request that this Court issue an Order of Dismissal against the TOKIN Parties only.

IT IS SO STIPULATED

Dated: June 25, 2019

/s/ Scott N. Wagner

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5 *Counsel for Benchmark*

TOKIN America, Inc., KEMET Corporation,
and KEMET Electronics Corporation

7 **ECF ATTESTATION**

8 I, Scott N. Wagner, an ECF User whose ID and Password are being used to file
9 STIPULATION AND [PROPOSED] ORDER OF DISMISSAL.

10 In compliance with Civil Local Rule 5-1, I hereby attest that counsel for has concurred in
11 this filing.

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13 DATED: June 27, 2019

14 By: /s/ Scott N. Wagner
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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 Dated: July 18, 2019

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UNITED STATES DISTRICT JUDGE